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| APPLICATION NO.      | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|----------------------|-------------|----------------------|---------------------|------------------|
| 10/701,146           | 11/04/2003  | Frank C. Smith JR.   | 50121               | 4832             |
| 22929                | 7590        | 08/12/2010           | EXAMINER            |                  |
| SHAPER ILER LLP      |             |                      | DINH, TIEN QUANG    |                  |
| 1800 WEST LOOP SOUTH |             |                      |                     |                  |
| SUITE 1450           |             |                      | ART UNIT            | PAPER NUMBER     |
| HOUSTON, TX 77027    |             |                      | 3644                |                  |
|                      |             |                      | MAIL DATE           | DELIVERY MODE    |
|                      |             |                      | 08/12/2010          | PAPER            |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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HOUSTON, TX 77027

Appeal No: 2010-010765  
Application: 10/701,146  
Appellant: Frank C. Smith

**Board of Patent Appeals and Interferences  
Docketing Notice**

Application 10/701,146 was received from the Technology Center at the Board on August 09, 2010 and has been assigned Appeal No: 2010-010765.

In all future communications regarding this appeal, please include both the application number and the appeal number.

The mailing address for the Board is:

BOARD OF PATENT APPEALS AND INTERFERENCES  
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The facsimile number of the Board is 571-273-0052. Because of the heightened security in the Washington D.C. area, facsimile communications are recommended. Telephone inquiries can be made by calling 571-272-9797 and referencing the appeal number listed above.

By order of the Board of Patent Appeals and Interferences.